```
1
                  REGULAR MEETING OF THE BOARD OF ZONING APPEALS
2
                            City Council Chambers
3
                              300 Park Avenue
                         Falls Church, Virginia 22046
4
                              June 16, 2016
5
                                7:30 p.m.
6
7 1. CALL TO ORDER
8
          CHAIR WILLIAMSON: I would like to call to order the June 16,
  2016, meeting of the Board of Zoning Appeals of the City of Falls
10 Church.
11
         Roll call.
12
13
  2. ROLL CALL
         MR. BOYLE: Mr. Williamson.
14
15
         CHAIR WILLIAMSON: Here.
16
         MR. BOYLE: Mr. Krasner.
17
         MR. KRASNER: Here.
18
         MR. BOYLE: Mr. Calabrese is absent.
19
         Mr. Howell.
20
       MR. HOWELL: Here.
21
          MR. BOYLE: Mr. Theologis.
```

- MR. THEOLOGIS: Here.
- 23
- 24 CHAIR WILLIAMSON: I'm going to move Items 5, Petitions,
- 25 and Item 6, New Business, ahead of Item 3, Approval of Minutes on the
- 26 agenda that we have posted.

- 28 5. PETITIONS
- 29 CHAIR WILLIAMSON: First of all, are there any petitions from
- 30 the audience this evening?
- 31 Seeing none, we'll move on to the next item which is New
- 32 Business.

33

- 34 6. NEW BUSINESS
- 35 A. Variance application V-1581-16 by Corey Joseph Poole,
- 36 owner and applicant, for a variance to Section 48-238(3)(a) to allow
- 37 a front yard setback of twenty one point four (21.4) feet instead of
- 38 thirty (30) feet along the Ann Street frontage for the purpose of
- 39 constructing an addition on premises known as 605 Jackson Street, RPC
- 40 #52-601-016 of the Falls Church Real Property Records, zoned R-1A Low
- 41 Density Residential.
- 42 CHAIR WILLIAMSON: That would be, the first order of New

- 43 Business is Variance Application V-1581-16 by Corey Joseph Poole,
- 44 owner and applicant, for a variance to Section 48-238(3)(a) to allow
- 45 a front yard setback of twenty one point four (21.4) feet instead of
- 46 thirty (30) feet along the Ann Street frontage for the purpose of
- 47 constructing an addition on premises known as 605 Jackson Street, RPC
- 48 #52-601-016 of the Falls Church Real Property Records, zoned R-1A
- 49 Low Density Residential.
- If I could just ask that if anyone is going to speak on
- 51 this matter or any matter tonight, if you are going to speak, please
- 52 raise your right hand and be sworn in.
- (Witness sworn.)
- 54 CHAIR WILLIAMSON: And before we hear from the applicant,
- 55 we'll just get a brief report from staff on this matter.
- John.
- MR. BOYLE: Thank you, Mr. Chairman.
- First, I'd like to thank the Board and the applicants for
- 59 their patience. We had a glitch on the part of the advertising done
- 60 by the newspaper and what was scheduled for last month had to be
- 61 continued over. Highly unusual, newspaper sends its apologies. And
- 62 when that happens, we're obligated to readvertise and continue, so
- 63 both these matters tonight were carried forward to tonight.

- The matter before you now is a Variance to a residential property, a corner lot. I think you'll hear from the applicant based on the materials he submitted to the Board; you should have a plat of the property including showing the proposed footprint; and terrain lines, elevation lines of the property showing the lay of the land there as well as the location of a retaining wall; several photographs of the property and some architecturals of the proposed
- What's interesting about this corner lot which is a

 circumstance the Board sees quite frequently, houses located on

 corner lots come before this Board often for Variances usually

 because the house was built to the previous setback which was the

 standard 25, 30 feet off of one street and then the other street

 frontage would be half of the neighbors' typically, 15 feet or even

 less.

addition.

- When this house was constructed, those setbacks were in force, however the builder at that time in the 40s, early 50s, opted to position the house where you see it on the plat, I think a lot of that had to do with the terrain.
- But something for this Board to consider is what the applicant is asking for, while it is not within staff's authority to

- 85 grant, I think it is consistent with what we've considered before,
- 86 and would be consistent with the setback that was there when the
- 87 house was constructed.
- And with that, I think I'll defer to the applicant and
- 89 their presentation.
- 90 CHAIR WILLIAMSON: Any clarifying questions or should we
- 91 proceed with the applicant?
- 92 MR. KRASNER: Just one quick question for Mr. Boyle.
- 93 So just to confirm, so the setback, the front yard setback
- 94 on Ann Street, the applicant represents 30 feet in his letter. Is
- 95 that the correct setback per the Ordinance?
- 96 MR. BOYLE: That's correct. From the property line.
- 97 MR. KRASNER: So the proposal that he's proposing, a
- 98 setback of 21.4, so that's --
- 99 MR. BOYLE: Correct. And we arrived at that specific
- 100 number based on the addition, the size of the addition, results in
- 101 that remainder.
- MR. KRASNER: So is that just an encroachment of 9.6 feet?
- 103 MR. BOYLE: 8.6.
- MR. KRASNER: 8.6. Okay. Just to clarify, since the
- 105 letter was referencing the curb, you don't measure from the curb, you

- 106 measure from the property line.
- MR. BOYLE: That's correct.
- 108 CHAIR WILLIAMSON: Okay. Thank you.
- 109 Would you state your name and proceed.
- MR. POOLE: It's Corey Joseph Poole, 605 West Jackson
- 111 Street. Thank you, Mr. Boyle.
- To go on with what you were saying, usually the setback is
- 113 from the outside of the curb but since the City owns 4 1/2 feet of
- 114 the inside of the curb, which is the grassy area, my setback is way
- 115 larger. So I'm asking for, like you said, 8.6 feet of Variance.
- So one of the hardships that we have is that the property
- 117 raises 6 feet, you see in the first photo where my son is riding
- 118 across the lawn, that it raises significant so it would be vary hard
- 119 for us to build off the back. We would have to basically start it
- 120 halfway through the first level to the second level.
- We are also only asking for 11 1/2 feet, the reason being
- 122 is the self-imposed hardship, which we have three kids and they're
- 123 crazy, under 5 years old. Our house basically, just one side, you
- 124 can see a couple of photos I have, from the back and per my wife
- 125 didn't want me to put them in there but I did anyway, we have
- 126 basically a long highway.

- So we wanted to basically build an addition off the sides,
- 128 put a kitchen into the side, open up the area around it.
- Now, I took some photographs of various houses that do have
- 130 similar additions on the side. I do not know if they have that 4 1/2
- 131 foot which the City owns from the iron pin which is the City -- which
- 132 is our property line but they're well within the 30 foot setback.
- 133 The first sets of photos you can see that -- you see
- 134 basically the raise in elevation. Plus I went out and drew a
- 135 topography where the back of our house to the back of the property
- 136 raises 9 feet.
- So, we're looking to build off to the side so we can gain
- 138 more area to our house.
- 139 We also wanted to build a house, and you can see in the
- 140 architecturals, that looks like a house that was designed to be
- 141 originally built and not just added on in different ways and that
- 142 will -- we're looking to beautify. We're very invested in this
- 143 community and we wanted to help beautify our home and help beautify
- 144 the properties around it.
- 145 And then I went out and got signatures. There's no protest
- 146 from my neighbors. They all agree on what I propose to do.
- So basically I'm asking for 8.6 feet of additional Variance

- 148 so we can build an $11 \ 1/2$ feet addition. Which also, if the City
- 149 didn't own part of the property and we did go to the outside of the
- 150 curb, does fall within, under 30 feet of the curb. It falls in
- 151 within half a foot underneath the outside of the curb, if we were to
- 152 follow that 30 setback from the outside the curb. But since my
- 153 property line is 4 foot inside the sidewalk, I'm dealing with almost
- 154 40 foot of setback than most people in the City.
- If you look at the drawings, it is a one level addition.
- 156 It is a very small addition. It's basically so we can put a kitchen
- 157 in it and a dining room table and open up the inside of the house so
- 158 the kids eventually don't kill me.
- Does anybody have any questions so far?
- 160 CHAIR WILLIAMSON: Yeah, we can see if we have any
- 161 questions.
- Any questions for the applicant?
- MR. KRASNER: Just a few questions.
- 164 So, are you doing any other improvements to the house other than the
- 165 addition?
- MR. POOLE: Yes, we're doing a -- there was a, when we
- 167 bought the house, when we purchased the house if you look at the
- 168 plat, there was a little addition put off, was built in the back

- 169 before we purchased the house.
- 170 What we're doing, we're just finishing the back of the
- 171 house, just going straight across the back. And that's where we're
- 172 going to put a playroom and extend the small bedroom into a master
- 173 bedroom.
- MR. KRASNER: Right, because I think you mentioned in your
- 175 letter, that the current square footage for the house is
- 176 approximately 1400 square feet and that's including the upper floor
- 177 as well.
- 178 Including the addition, how many square feet?
- MR. POOLE: I'm sorry. I did not calculate that.
- 180 The one for the Variance or the one for the back of the
- 181 house?
- MR. KRASNER: How large is the proposed addition on the Ann
- 183 Street side?
- MR. POOLE: Oh, it's 11 1/2 by 22.5.
- 185 CHAIR WILLIAMSON: So it's 258.75 square feet.
- 186 MR. KRASNER: Right. So it's a relatively modest addition
- 187 to the house that is by most standards in Falls Church, it's a
- 188 smaller house.
- 189 And obviously looking at, I drove by the front of your

- 190 house, and the rear yard clearly has a grade.
- 191 And so I know you mentioned this in your letter, just to
- 192 get it on the record, you obviously -- the back yard is deep and
- 193 narrow but the grade is significant. So I think if you were
- 194 intending to build in the rear yard, would that pose any difficulties
- 195 for you, to try to build it by-right in the rear yard? I'm sure you
- 196 looked at that.
- MR. POOLE: Yeah. We would have to do a major excavation
- 198 and then we would -- not only to the back of the house, we would have
- 199 to -- significant excavation and grading projects. Plus if I
- 200 remember correctly, you would have to do retaining walls at 2 foot
- 201 and setback at 2 foot. So if we dug out the back yard, we would
- 202 essentially lose --
- 203 MR. KRASNER: It would be a lot of --
- MR. POOLE: A lot of disturbance.
- 205 MR. KRASNER: Your house today is kind of at the base of
- 206 that slope. There's no flat area to the rear of your house within
- 207 the setback.
- MR. POOLE: No.
- 209 MR. KRASNER: Just one last question. I did see a nice, it
- 210 looks like it's a maple tree. Is that tree going to be removed for

- 211 this addition?
- MR. POOLE: Yes. I tried to get engineering to do several
- 213 ways. I did a project a long time ago that we grade -- it's called a
- 214 grading where we tried to do a foundation -- well, we did a
- 215 foundation was put, caisson footings, but the footings for this
- 216 addition would be right on top of the roots. And I was an arborist
- 217 so for my comfort putting a caisson and a footing that close to a
- 218 tree would eventually kill the tree and endanger the home.
- 219 But I was no landscape architect but when that tree goes,
- 220 I'm going to landscape. That's my plan. I'm waiting on -- that's
- 221 why, I haven't seen winter by my house. And I haven't seen any
- 222 trees. I'm waiting on doing the construction site landscape,
- 223 landscape everything and do some drainage. I'm planning on
- 224 eventually digging the back little flat area up and put a french
- 225 drain in into a pit where I can save the ground water eventually.
- MR. KRASNER: That's a question for Mr. Boyle. Considering
- 227 we approve the Variance upon the plat, the grading plan or the
- 228 building permit, the City arborist I imagine will take a look at
- 229 this, just to insure that any placement that's required under the
- 230 Code, I'm not sure what would be required to replace the existing
- 231 canopy of those other trees but is that something the City arborist

- 232 would confirm at the time of the building permit?
- MR. BOYLE: Yes. I think they only do that review if a
- 234 grade plan is required, however the arborist is going to see these
- 235 building permits and would have an opinion about whether that tree
- 236 should come down or not.
- MR. KRASNER: Just looking at it where it is on the
- 238 picture, I don't have the scale on the photo but it looks like, you
- 239 get that close to the roots down there --
- MR. BOYLE: Is there a stake or something?
- MR. POOLE: Yeah, in picture number two, you can see the
- 242 little stakes right beside the maple and the front one, it's well
- 243 outside the line.
- MR. KRASNER: Glad to hear you're concerned about the
- 245 replacement of that because it is providing some shade now.
- MR. POOLE: Well, if you look at the lawn, I'm trying to
- 247 grow a moss lawn and I need shade. Not just on two fronts. I love
- 248 trees, so I have a bunch of trees and shrubs and too I need shade to
- 249 grow that nice, beautiful moss lawn with some stone.
- MR. KRASNER: I don't have any more questions for you.
- 251 CHAIR WILLIAMSON: Any other questions for the applicant?
- 252 (No response.)

- 253 CHAIR WILLIAMSON: It didn't look like anyone from the
- 254 audience is going to speak on this.
- 255 Am I correct on that?
- 256 (No response.)
- 257 CHAIR WILLIAMSON: Any final comments you'd like to make
- 258 before we close this and have discussion amongst the Board?
- MR. POOLE: No. I'd just like to thank the Board for
- 260 taking the time for me to speak this evening. I know it's late and I
- 261 thank you for taking the time. Thank you very much for your
- 262 consideration.
- 263 CHAIRMAN WILLIAMSON: Okay. We'll close it to the audience
- 264 and the applicant.
- 265 And I guess open it to the Board for discussion and a
- 266 motion.
- MR. HOWELL: First of all, congratulations on presenting a
- 268 very detailed proposal. They arrive in various forms and this makes
- 269 it very clear what you're planning to do, especially the plans for
- 270 the tree and other aspects of the property.
- 271 From the pictures and the plat I understand it's not really
- 272 feasible to go backwards. This is the only direction in which you
- 273 could move. So I'm inclined to say that we should grant this

- 274 Variance.
- 275 CHAIR WILLIAMSON: Any other comments?
- 276 (No response.)
- 277 CHAIR WILLIAMSON: Okay. Then is there a motion for this
- 278 Variance?
- MR. KRASNER: I'll make a motion. And again, first of all
- 280 I'll make a motion and make some comments for the record.
- In the Application V-1581-16 by Corey Joseph Poole, for a
- 282 Variance to a front yard setback of 21.4 feet instead of 30 feet
- 283 along the entry frontage, property known as 605 Jackson Street, RPC
- 284 #52-601-016 of the Falls Church Real Property Records, I'm going to
- 285 move that we approve the Variance. I think the applicant has
- 286 presented testimony that satisfies the criteria in Chapter 50.2 of
- 287 State Code for Variances.
- I think he's shown that, one, there's, practically
- 289 speaking, a hardship on this property due to the relatively severe
- 290 grade in the rear yard, and I think it would be, as Mr. Howell said,
- 291 practically speaking, it would be difficult to build it on the former
- 292 location without significant cutting of the slope so the entry
- 293 frontage is the most logical place for this addition.
- It's a relative modest addition, it appears to be in

```
295 character. Like I said, I visited the neighborhood, it appears to be
```

- 296 in character with the homes around it on Jackson Street and Ann
- 297 Street and I think overall it will fit in well. I don't see it
- 298 causing any detriment or harm to anyone in that immediate vicinity.
- The house across the street on Ann Street fronts on Jackson
- 300 and is well away from it and there's some large hedges there. The
- 301 house behind on Ann Street is also well behind. And the ones across,
- 302 again, I think again it's not going to cause any harm there. I
- 303 believe they were included in the list of people who supported it in
- 304 those letters of support.
- For those reasons, I feel that it meets the intended Zoning
- 306 Ordinance and is in harmony with the Comprehensive Plan and for that
- 307 reason I move that we approve the request.
- 308 CHAIRMAN WILLIAMSON: Okay. There's a motion with some
- 309 supporting comments.
- Is there a second?
- MR. HOWELL: I second.
- 312 CHAIR WILLIAMSON: Okay. Roll call vote, please.
- MR. BOYLE: Mr. Theologis.
- MR. THEOLOGIS: Yes.
- MR. BOYLE: Mr. Jones.

```
MR. JONES: Yes.
```

- MR. BOYLE: Mr. Howell.
- MR. HOWELL: Yes.
- MR. BOYLE: Mr. Krasner.
- MR. KRASNER: Yes.
- MR. BOYLE: Mr. Williamson.
- 322 CHAIR WILLIAMSON: Yes.
- 323 CHAIR WILLIAMSON: Congratulations. You have your
- 324 Variance. Good luck with the project.
- MR. POOLE: Thank you so much.

- 327 b. Variance application V1580-16 by Pizzeria Orso, for a
- 328 variance to Section 48-1265(2)(b) to allow placement of a projecting
- 329 sign above the lower sill line of the second floor windows, on
- 330 premises known as 400 South Maple Avenue, RPC #52-309-416 of the
- 331 Falls Church Real Property records, zoned B-3, General Business.
- 332 CHAIR WILLIAMSON: Okay. Moving on to the next order of
- 333 New Business is Variance Application V1580-16 by Pizzeria Orso, for a
- 334 variance to Section 48-1265(2)(b) to allow placement of a projecting
- 335 sign above the lower sill line of the second floor windows, on
- 336 premises known as 400 South Maple Avenue, RPC #52-309-416 of the

- 337 Falls Church Real Property records, zoned B-3, General Business.
- I don't think you were sworn in earlier.
- MR. LAYDEN: No.
- CHAIR WILLIAMSON: Okay. Raise your right hand and repeat
- 341 after me.
- 342 (Witness sworn.)
- CHAIR WILLIAMSON: We're getting the presentation set up
- 344 here.
- Can all the Board members see that?
- MR. KRASNER: Yeah.
- CHAIR WILLIAMSON: If you'll sign in please,
- MR. LAYDEN: Sure.
- CHAIR WILLIAMSON: Okay. Before we get started and hear
- 350 from the applicant, if we can just get a brief report from staff on
- 351 this.
- MR. BOYLE: Thank you, Mr. Chairman.
- 353 This matter went to -- first let me say, the sign being
- 354 requested is coming before you for a Variance because of its intended
- 355 location on the building.
- You've seen quite a few Variance applications for signs
- 357 lately and this is one that is similar to others you've had in the

- past basically where something in the building or landscaping or what have you precludes placement in a normal location.
- This one is before the Board tonight because staff does not have authority to approve a sign of this nature above the bottom of a second story sill. And I think you'll hear from the applicant tonight about what the particular problems are with that in this

location.

- When sign variances are applied for, they first go to the

 Architectural Advisory Board and this one did on May 4th. The

 Architectural Advisory Board does its minutes in kind of a summary

 form so you have a document that kind of looks like their agenda for

 that evening for May 4th and then they'll add kind of summary minutes

 within the document.
- 371 So this serves as their recommendation to the Board. And
 372 under their New Business Item, No. 6 A, the Variance Application,
 373 they do make a recommendation not to approve this and they list their
 374 reasons there.
- The Code does have these items go to the Architectural

 Advisory Board first for their recommendation and that's for this

 Board then to consider in the questions it asks the applicant tonight

 in framing your decision.

```
I will say that the applicant points out that a recent Code change did allow for how wall signs are positioned on buildings and it's likely that the Variance they're asking for probably will be in a future Code amendment and become a by-right item. However, at this time the Code requires a Variance for placement as they're requesting
```

385 So I'll offer that just as, I think there's been 386 conversation from Council, Planning Commission, and the Architectural Advisory Board that our Sign Code also needs some updating, 387 388 especially with the size of the buildings we're getting now. 389 Sign Code I think went through a major overhaul in the late 1980s 390 which predates all except perhaps 803 West Broad, predates any of the 391 tall buildings in town, so we're seeing more and more of these 392 applications for placement and size of signs.

395 CHAIR WILLIAMSON: All right. Before you do, Mr. Boyle,
396 two questions. Did I hear you correctly that this kind of sign,
397 staff could approve if it was one level below, did I understand that

And so with that, I'll defer to the applicant's

MR. BOYLE: Correct.

presentation.

correctly?

384

393

394

398

399

it.

```
400 The language at issue here in Chapter 48, 48 12-65(2)(b),
```

- 401 location for projecting signs, one is permitted for each ground floor
- 402 business as they are, and then location, it covers a single story but
- 403 then it goes on: For a multi-story building, no projecting sign
- 404 shall extend above the lower sill line of the second floor windows.
- 405 And then there's some additional language. So it's pretty
- 406 straightforward.
- 407 CHAIR WILLIAMSON: All right. Any questions for staff
- 408 before we proceed?
- 409 MR. HOWELL: I just wanted to clarify the recommendation
- 410 given. I having some difficulty understanding about the tree line
- 411 and what people should have and so on.
- Can you sort of explain this recommendation, 6 A, from the
- 413 Architectural Advisory Board?
- 414 MR. BOYLE: If you'd like, I'll read it into the record and
- 415 then we'll have a conversation from there.
- 416 MR. HOWELL: Okay.
- 417 MR. BOYLE: On May 4, 2016, the Architectural Advisory
- 418 Board heard this matter for the purpose of making a recommendation to
- 419 the Board of Zoning Appeals and it was heard under New Business, Item
- 420 6 A.

In their discussion, the Board heard from the applicant,
discussed the hardships of the retail establishment location, the
merits of the design of the sign and the concept behind it and
concerns with respect to the high placement of the sign and the
obstruction of viewing the sign, despite the high mounting position

426

435

due to street-side trees.

- 427 Following, the discussion, Mr. Way made a motion to 428 recommend that the Board of Zoning Appeals, to deny the Variance due to the fact that, a, the proposed sign location may not accomplish 429 430 the goal of the enhanced visibility for the business due to the existing streetscape trees, and, b, the acceptance of this Variance 431 432 will open the potential for many other businesses facing the same 433 location situation, to apply for similar Variances resulting in an 434 unattractive view from both vehicular, pedestrian traffic.
- this issue, including alteration of streetscaping strategy,
 especially with respect to the trees including limbing up or consider
 alternative solutions to prevent or post additional signage for
 businesses in similar situations, including City funded and
 maintained sign posts or light post banners.

The Board suggests the City explore alternatives to address

441 Mr. Anderson seconded it and the motion passed unanimously.

- What I take from them, I was not present at that meeting
 but I see this language from the Board on other recommendations they
 make, and they spend a great deal of time considering the aesthetics
 of an approval: Does it work with the architecture? So less of a
 hardship.
- A big piece of that Board's consideration is what's the fit
 and finish versus the architecture. Some members of that Board were
 involved in the site plan approval for that building. It's a
 relative new building. Some members of the AAB were active at the
 time that building was approved.
- 452 So when they consider an item, they will consider not just
 453 the hardship aspect but architectural and aesthetics. They're taking
 454 the position that, what I read their conversation is that perhaps it
 455 could be resolved in another manner and that the requested simple
 456 elevation may not actually get them the solution.
- They do have concerns with the streetscapes that we have.

 They see that on all the site plans and I think the AAB's voiced

 concerns in the past that it creates an issue for a decade or more

 until these trees are mature, so a decision needs to be made whether

 the City's going to continue with these streetscapes or revise them.
- They don't think waiting for the trees to be trimmed from

- 463 below, limbing them up or maturing, is going to solve this problem.
- 464 And they have found for the most part that the streetscape we have is
- 465 an attractive one.
- So there is a dilemma, this is the streetscape the City is
- 467 going to be installing throughout the City, and so simply raising the
- 468 signs, the trees will continue to grow and the problem will reoccur
- 469 in the future.
- I think the interesting piece of that may be simply, is
- 471 there an alternative to what's being proposed. That's more in the
- 472 realm of what this Board hears as opposed to the aesthetics that the
- 473 AAB stressed.
- In considering what the AAB intended in their motion,
- 475 beyond that they recommended denial, is: Is there another location
- 476 for this sign or is there another solution. It doesn't sound to me
- 477 that they were confident that this was going to solve the problem.
- 478 CHAIR WILLIAMSON: Thank you, Mr. Boyle.
- Why don't we hear from the applicant on that and other
- 480 matters at this point in time.
- 481 Could you state your name and address and proceed.
- 482 MR. LAYDEN: Sure. Joe Layden from Pizzeria Orso, 400
- 483 South Maple Avenue.

- Thank you for letting me present this here tonight. We're a six year old Neapolitan restaurant. We've been at that location the entire six years.
- Something that we've always struggled with is our

 visibility and part of reason that we struggle with this are the

 street trees and the streetscape and, you know, we're at the bottom

 of an office building. We do have two wall signs and then we saw the

 opportunity to get a projecting sign.
- And I think a projecting sign and having it a bit higher
 than the street trees would help to gain or help improve our
 visibility.
- And when I saw that the wall signs were now about to go up

 496 to essentially the third floor window line, I thought projecting

 497 signs should be able to go there as well. They weren't and so that's

 498 how we end up here, looking for a Variance.
- During the architectural appropriateness Board review,

 aesthetically they loved the sign. They were just convinced that

 anywhere on the building it wouldn't be seen unless it was at the top

 because of the street trees.
- This was based on them looking at a Google street view from 504 2012, which, keep in mind, has a camera 8 feet in the air and it's

- 505 traveling in the wrong lane of traffic.
- So I went out and photographed from inside my car going
- 507 both directions on Maple and I just wanted to show you that and show
- 508 you how the project is affected by the street trees and how a
- 509 projecting sign at the same height as a wall sign would improve our
- 510 visibility.
- So this is down near the comic store headed up towards the
- 512 property. That's the property right there. Obviously we're
- 513 extremely far away and you wouldn't see any sign from this point. I
- 514 just wanted to give you some perspective. It's too far away.
- Right around here, it's hard to see but right there, I
- 516 think you would begin to see that sign. At night when it's lit up,
- 517 you can definitely see it. What you can't see is anything below
- 518 there as it's all street trees.
- 519 Here you can see the sign again and you can certainly see
- 520 the restaurant but not my sign because of the streetscape. Here, you
- 521 can already start to see the sign, and then there's our existing sign
- 522 and there's the corner of the building.
- At this point you're driving and you see the sign and know
- 524 that you take a left at the stop sign and not go forward or whatever.
- And here we are pretty much coming up on the stop sign.

- 526 There's the projecting sign and then right here is our wall sign. At
- 527 this point you can see the wall sign. Also notice, because you are
- 528 in line with the sign, it's hard to read. If you were directly in
- 529 front of the building, obviously it would read a lot better.
- The projecting sign you can no longer read if you are in
- 531 that direction.
- And then all the way up the stop sign you can clearly see,
- 533 and this is a small sign. It's about 6 feet tall, less than two feet
- 534 wide. And our other wall sign for perspective.
- This is coming the opposite direction towards the
- 536 restaurant. Right there you're too far away, you really wouldn't see
- 537 anything.
- About here is -- the color is kind of off, you can't really
- 539 see our wall sign. I think you'd start to see the projecting sign.
- 540 Here again, you start to see the little sign, our existing sign.
- There it is again, that's the third floor window.
- By right, this location here is where the projecting sign
- 543 would go. And that's why we've asked to have it higher because I
- 544 don't think this really does anything more for us than what we have
- 545 existing.
- And here we are, pretty much in front of the restaurant.

- Something I didn't mention in the application is how cars parked here also affect our visibility. You can't see them from the road, can't see the awnings, so hopefully you see the sign, you take a right, stop sign to pull into the parking garage.
- You know, something else that was talked about at the

 architectural appropriateness meeting was the signs elsewhere in the

 City, and I just wanted to point out, West Broad, and what Mr. Boyle

 was talking about these newer developments, West Broad has a very

 large projecting sign that starts at the third floor window line and

 goes up two stories.
- And now I also wanted to point out, this is the Mason Row

 558 project which also right here has a large projecting sign. Here it

 559 is again, you can see the big hotel sign. It looks like it starts on

 560 the fourth floor and goes up to the sixth floor.
- This project, it's early on, but it also has a projecting sign. And I think one of the newest projects, this place, they also have a projecting sign. So I don't really think what we're asking for is that far out of line.
- And that's it. Thank you.
- 566 CHAIR WILLIAMSON: Okay. Thank you.
- Do members of the Board have questions for the applicant?

- Yes, please.
- MR. HOWELL: I just want to make clear, you've got an
- 570 existing sign that you showed us in the picture there and that's the
- 571 one that appears on one of the drawings that we have there.
- MR. LAYDEN: Yes.
- 573 MR. HOWELL: This one. This is the existing sign.
- MR. LAYDEN: Yes.
- 575 MR. HOWELL: Can you just sort of compare for us the
- 576 existing scale, the height and the scale of the existing sign
- 577 compared to the one you're asking a Variance for.
- 578 MR. LAYDEN: I think our two wall signs combined are 50
- 579 square feet or something.
- MR. HOWELL: No, just the projecting sign.
- MR. LAYDEN: Oh, that sign. It's ten feet, the area.
- MR. HOWELL: The new one.
- MR. LAYDEN: Yeah.
- MR. HOWELL: And the existing one is what?
- 585 MR. LAYDEN: Combined, 50.
- MR. HOWELL: I'm just trying to get the --
- MR. LAYDEN: This wall sign?
- MR. HOWELL: No, that one.

```
MR. LAYDEN: Yeah, that's 10.
```

MR. HOWELL: What I'd like to know is what the size and

591 height of that is and what the size and heights of the one for which

592 you're seeking the Variance is.

MR. KRASNER: That's proposed.

MR. LAYDEN: That is what I'm trying, yeah.

MR. HOWELL: That's proposed, that one?

MR. LAYDEN: Yeah.

597 MR. HOWELL: That one is not actually there right now.

MR. LAYDEN: No.

599 CHAIR WILLIAMSON: He hopes it is.

MR. LAYDEN: It could be.

MR. HOWELL: There isn't a projecting sign there at all

602 now?

MR. LAYDEN: No.

MR. HOWELL: Understood. Thank you.

MR. BOYLE: The sign contractors do a fantastic job

606 inserting these images.

MR. LAYDEN: I did it myself.

MR. BOYLE: And the applicants too.

609 CHAIR WILLIAMSON: Okay. Are there other questions for the

- 610 applicant?
- MR. KRASNER: Yes. The question I have, right across the
- 612 street now, that's a residential project.
- MR. BOYLE: Tinner Hill. Lincoln and Tinner Hill.
- MR. KRASNER: Right. I think it's more of a comment than a
- 615 question. The one concern that I have, it's going to be illuminated
- 616 at night, at that height and Washington Street there is -- I'm sorry,
- 617 not Washington Street, Maple is there. So there's angles each side.
- 618 We're on larger, wider roadways. And so residents across the street
- 619 potentially have a sign that's lit at night, streaming into their
- 620 windows. And I don't know if there's quite a precedent for that in
- 621 the City. That's my one concern.
- Do you have any opinion on that issue?
- MR. LAYDEN: Well, yeah. I mean, it's a business sign,
- 624 it's an LED. It's not a bright neon sign. It's not something --
- 625 it's no brighter than a street light, I'll put it that way.
- Those street lights throw off a lot more light than this
- 627 projecting signs ever would.
- MR. KRASNER: Would you be shutting this off at some time,
- 629 after business hours?
- MR. LAYDEN: Yeah. That would be like our signage lights,

- 631 they would go off.
- MR. KRASNER: What time do you close? What time would
- 633 those go off?
- MR. LAYDEN: Oh, probably at 11.
- MR. KRASNER: So you'd be agreeable to a condition that
- 636 would require that sign to go off at 11 p.m.?
- MR. LAYDEN: Yeah.
- MR. KRASNER: Okay.
- 639 CHAIR WILLIAMSON: Other questions?
- MR. HOWELL: Yeah. What happens in those second or third
- 641 floor, especially the third floor, windows? Are those occupied
- 642 during the day?
- MR. LAYDEN: It's an office.
- MR. HOWELL: Thank you.
- CHAIR WILLIAMSON: And you have the support of the building
- 646 to put that up?
- MR. LAYDEN: Yes.
- 648 CHAIR WILLIAMSON: Okay. All right. Are there other
- 649 questions for the applicant?
- 650 Yes.
- MR. THEOLOGIS: So you wish to improve the visibility. Is

- 652 that primarily to attract new customers that are not familiar with
- 653 the location of the restaurant?
- MR. LAYDEN: Yes. And also maybe helping different
- 655 customers to find the location. To turn left at the stop sign
- 656 because they see us and not drive by and have to call and get
- 657 directions again.
- MR. THEOLOGIS: And is there any data to support what
- 659 improvement you could see if that sign was there?
- MR. LAYDEN: Not that I'm aware of.
- MR. THEOLOGIS: And the last question, in a few years, if
- 662 the tree grows, then what do you propose? What would you do then?
- 663 If it grew enough to sort of --
- MR. LAYDEN: To obscure it?
- MR. THEOLOGIS: -- to obscure the sign.
- MR. LAYDEN: At that point, maybe the trees won't obscure
- 667 wall signs. And won't obscure the windows as much.
- Also, keep in mind, the project has a very low grade. It's
- 669 actually set below grade. Its northern point, you can see a
- 670 retaining wall here. So from here when you're on the street, to
- 671 here, is probably a six foot drop.
- MR. KRASNER: Mr. Boyle, we measured, we measured the sill

- 673 line so the fact that the -- not the height and grade, but
- 674 essentially the effective height of the building compared to what's
- 675 across the street is actually lower, correct?
- MR. BOYLE: Correct. The Sign Code references specifically
- 677 the sill line, but you're right, in this particular building it's
- 678 starting lower.
- MR. KRASNER: So, what is your third story is probably
- 680 equal to the height of maybe the second story or at least close to
- 681 that on the Tinner project?
- MR. BOYLE: At least a half, half story, yeah.
- CHAIR WILLIAMSON: And that building will have a number of
- 684 signs as well.
- MR. BOYLE: And if I could ask a question.
- CHAIR WILLIAMSON: Please, go ahead.
- MR. BOYLE: The street trees are at grade and the building
- 688 is lower than the street trees, is that correct?
- MR. LAYDEN: That's correct.
- 690 MR. KRASNER: Are there any other retail tenants in the Tax
- 691 building?
- MR. LAYDEN: There's a dentist but that's really more of a
- 693 professional service.

```
MR. KRASNER: They don't have any steerage signage, other
```

695 than their name on the doors, any other steerage signage?

MR. BOYLE: Just minimal.

MR. LAYDEN: They have a wall sign. They actually might

698 have two wall signs, one that says Gentle Touch, and another that

699 says, Spa or Dental Spa.

700 MR. KRASNER: Are there any other retail spaces in that

701 building that are vacant now, or is it just you and the dentist?

702 MR. LAYDEN: It's just us and the dentist.

703 MR. KRASNER: There's no other retail space in there.

704 Okay.

705 CHAIR WILLIAMSON: Okay. Any other questions? Question

706 for staff?

707 First, any more questions for the applicant?

708 MR. JONES: I just have one small question. You mentioned

709 there's you and the dentist. Is there any other tenants in the

710 building?

711 MR. LAYDEN: Well, obviously Tax Analysts and on the second

712 floor it's Virginia Women's Health, it's a doctor. Clinic. And I'm

713 not sure about any other tenants. Those are the two major ones.

714 MR. JONES: Okay. Thank you.

- 715 CHAIR WILLIAMSON: Any other questions for the applicant?
- 716 (No response.)
- 717 CHAIR WILLIAMSON: Any questions for staff?
- 718 MR. JONES: Are you aware of the building across the
- 719 street, where they'd have signs or they will have signs.
- 720 MR. BOYLE: I don't believe they've come in with their sign
- 721 package yet.
- 722 MR. HOWELL: We heard something, they got some very high up
- 723 as I recall. On the corner.
- 724 CHAIR WILLIAMSON: It was the Fresh Market.
- 725 MR. BOYLE: Fresh Market, which raises a question. I'm not
- 726 recalling what they came in for, but it's consistent. I do recall
- 727 they asked for Variances for size and placement as well. It's
- 728 typical for what we're seeing with the new buildings.
- 729 MR. KRASNER: Is there retail space on the Tinner Hill
- 730 project on Maple?
- 731 MR. BOYLE: Yeah. They've proposed to have service and
- 732 retail. Service like a tax preparer, something like that. And
- 733 retail. I haven't seen the tenants. The only one we were certain
- 734 of until recently was the grocery store.
- 735 So there will be retail on that street.

- 736 CHAIR WILLIAMSON: Okay. Any other questions for staff?
- 737 MR. THEOLOGIS: I just want to clarify, you said there will
- 738 likely be signs that will be higher than the existing.
- 739 MR. Boyle: Yes, on the Tinner Hill building, yes.
- 740 MR. THEOLOGIS: And when is that expected to go live?
- 741 MR. BOYLE: I think by the end of this year. They were
- 742 delayed with some ground water and construction issues.
- So, they've come in and started to ask for occupancy
- 744 permits for their leasing office, for their rentals, and we're
- 745 starting to get some retail fit-out for retail spaces, permits for
- 746 those. So, they're about four months behind, 301 West Broad, where
- 747 the Harris Teeter is.
- 748 The Harris Teeter has actually requested this week to begin
- 749 stocking the store. So these buildings were both under construction
- 750 at the same time that the Lincoln-Tinner Hill building fell a couple
- 751 of months behind.
- By the end of the year, it should be essentially complete.
- 753 MR. THEOLOGIS: Would this sign be in line with the signs
- 754 across the street? Would it be about the same height and size?
- 755 MR. BOYLE: Actually, I think this one is very
- 756 conservative. I think it meets the area for a sign. Its only issue

- 757 is the placement on the building.
- 758 CHAIR WILLIAMSON: Okay. Would you like to make any final
- 759 comments before we discuss this amongst the Board?
- 760 (No response.)
- 761 CHAIR WILLIAMSON: Okay. So we'll close it to the
- 762 applicant, close any questions for staff and we'll discuss it amongst
- 763 the Board.
- Any comments or is there a motion?
- 765 MR. KRASNER: I'll just make a comment. I mean, this is a
- 766 tough call, at least for me. I think Mr. Theologis kind of hit it on
- 767 the head to where I was thinking. He showed the trees, okay, they're
- 768 going to grow. The height that they're proposed, these species of
- 769 trees will, you know, not that many years from now be concealing that
- 770 sign.
- So, I'm wondering really, the Variance criteria even for
- 772 that size would even achieve the objective here. And I think the
- 773 concern about setting precedent is valid along Maple. You know,
- 774 there are other retail spaces planned here, and they're not trying to
- 775 match, if there were a number of these, one in isolation perhaps, it
- 776 seems innocuous but if there were one on every building corner,
- 777 begins to change the character there.

```
And the point about Code change coming potentially, I mean
```

779 is another consideration. I know the City's Sign Code is out of date

780 and we've heard a lot of sign Variance requests here, typically for

781 higher signs and we've approved some. We haven't approved others.

But anyhow, I'm kind of conflicted. I can see the merits.

783 I certainly understand where the applicant's coming from, the desire

784 for visibility and Maple is a lower traffic street as opposed to

785 Washington. You're not as visible as perhaps other businesses are.

786 I mean I certainly understand that. But I guess I'm trying to see

787 how much is gained by this versus the potential downsides.

788 I'm going to vote for this but I can see it both ways.

789 CHAIR WILLIAMSON: Other comments?

Go ahead please.

791 MR. HOWELL: I think the character of these buildings which

792 are now emerging, I can't remember the details but I do recall when

793 we were talking about Food Market, the name of it --

794 MR. BOYLE: Fresh Market.

795 MR. HOWELL: Fresh Market, I recall a discussion about a

796 sign that was fully five stories high, a big square one. I can't

797 remember what we decided and I can't remember exactly what the

798 details were. But it seems to me that these kinds of developments

- 799 mean that it's pretty helpful to people who are passing by or coming 800 down the street to know what kinds of things are available. We being
- 801 a low rise city and I understood Mr. Boyle to say that there was some
- 802 sense of looking at this in terms of the kinds of building
- 803 developments that are taking place in the City.
- I think this is an attractive, relatively unobtrusive,
- 805 don't consider it's going to interfere with anybody's enjoyment; in
- 806 fact I think it's likely a public service to know where I should turn
- 807 when I come for my pizza.
- I'm inclined, subject to what other colleagues think, to
- 809 feel that we should grant the Variance.
- 810 CHAIR WILLIAMSON: Other comments?
- 811 MR. THEOLOGIS: I understand the desire to improve the
- 812 visibility and perceived benefit, I'm not convinced about the
- 813 hardship, that the hardship is such that it warrants a Variance at
- 814 this time.
- And I'm also concerned about setting precedent, not only to
- 816 take signs up to the I guess below the third floor, but even if the
- 817 Code at some point is updated to allow for that, someone then can ask
- 818 for a Variance based on that we have a tall tree in front of us, we
- 819 want the sign to be higher.

- 820 So it's a more general precedent that we'd be setting. And
- 821 I'm not convinced that there is such a hardship here to set that.
- Now, if the Code changes or we see across the street signs
- 823 going up where this sign would sort of be well in line with the
- 824 height and the position, then obviously it would fair for us to allow
- 825 the Variance at that time but I'm hesitant to do so at this time.
- 826 CHAIR WILLIAMSON: I think on that point we heard there
- 827 will be signs that are higher than the one being proposed. And that
- 828 the other thing that at least I'm moved by, the setup of the building
- 829 makes this basically third floor sign lower than, comparable, I don't
- 830 know if it's exactly comparable to the second floor on the building
- 831 next door but it certainly brings it much lower compared to the
- 832 other buildings on the street.
- And if there are going to be other signs, I can actually
- 834 see where having a sign, that business will need such a sign because
- 835 there will be other competing things as we saw on the streetscape
- 836 that the applicant showed us. So I think I'm moved by those various
- 837 things.
- 838 Any other comments?
- MR. JONES: Let me say one thing. I agree with Mr.
- 840 Theologis. I'm conflicted also. I'm concerned with the precedent.

```
841 I'm also concerned with sort of a sign arms race, if you will, where
```

- 842 the dental office might want to put one up also. So I'm just
- 843 concerned with those things. I think Mr. Theologis said it very
- 844 eloquently and I agree with his point.
- CHAIR WILLIAMSON: You need to get the approval of the
- 846 building in order to request this, right?
- MR. LAYDEN: Oh, yeah.
- 848 CHAIR WILLIAMSON: So if there's any competing signs,
- 849 competing signs would have to be vetted and approved by the building
- 850 first.
- Okay. All right. Is there a motion?
- MR. HOWELL: I make a motion to approve. As to Item 6 b,
- 853 that the Variance Application V1580-16 by Pizzeria Orso, for a
- 854 Variance to Section 48-1265(2)(b) to allow placement of a projecting
- 855 sign above the lower sill line of the second floor windows on
- 856 premises known as 400 South Maple Avenue, RPC #52-309-416 of the
- 857 Falls Church Real Property records, zoned B-3, General Business, that
- 858 the Variance application should be granted.
- 859 CHAIR WILLIAMSON: Is there a second?
- MR. KRASNER: I'll second it for discussion.
- Well, again as I said earlier on, I'm still kind of

```
solution to require the light be shut off at 11 p.m. to make sure that it's not shining at the building across the street at late
```

I don't know if there are any other -- I mean, that's probably the biggest concern I have as far as condition would go.

866

hours.

I still think that again, begins to set a precedent. I know the City is contemplating updates to the Sign Code. But again, perhaps doing it through the Variance is not the most efficient way to get -- signage comprehensively, the ideal setup, the building signage is appointed comprehensively and not one off one at a time.

Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a corridor like this on Maple. I'm

representation of the Same thing goes for a correct like this of the Same thing goes for a correct like this of the Same thing goes for a correct like this of the Same thing goes for a correct like this of the Same thing goes for a correct like this of the Same thing goes for a correct like this of the Same thing goes for a correct like this of the S

I know Mr. Boyle mentioned signage across the street but
there's no projecting signage across the street at this height,
otherwise they would have had to come here for a Variance. Correct?

MR. BOYLE: I'm not recalling what they applied for. I'd
have to research that.

MR. KRASNER: It's a close call. It's a close call. I

- 883 don't know if any of my colleagues have anything else to add.
- CHAIR WILLIAMSON: Mr. Howell, would you accept the
- 885 condition to your motion that the sign be turned off at 11 p.m.
- 886 nightly?
- MR. HOWELL: Yes, if that were acceptable to the company, I
- 888 would certainly accept that condition as part of the -- as a
- 889 condition of our approval.
- 890 CHAIR WILLIAMSON: We heard that was acceptable.
- MR. LAYDEN: Acceptable, yes.
- 892 CHAIR WILLIAMSON: Okay.
- 893 MR. KRASNER: Another -- I don't know if we need to do this
- 894 by condition, another thing I'm concerned about is the proliferation
- 895 of signage. I'd want to limit the number of projecting signs on this
- 896 building to one. I wouldn't want to see any other projecting signs
- 897 on this building.
- 898 So I'd want to put a limit, another condition that only one
- 899 projecting sign is allowed on this building as another condition. I
- 900 believe we can do that. I'm pretty sure we can, we can limit the
- 901 number.
- 902 So I would limit it to one as a condition of this approval.
- 903 So if another tenant here wants one, they essentially can't unless

- 904 they make a deal with them at some point in the future. That's my
- 905 other big concern, the proliferation of signage.
- 906 CHAIR WILLIAMSON: By that, are you referring to a sign
- 907 that a third -- like above the second floor sill?
- 908 MR. KRASNER: Right.
- 909 CHAIR WILLIAMSON: So anything that would require -- you'd
- 910 be limiting any additional -- no additional signs would require such
- 911 a Variance.
- 912 MR. KRASNER: Right. So if in the future some other tenant
- 913 wanted it and decided to apply, they'd be in conflict with this
- 914 approval, so they'd have to pick one or the other.
- 915 So, right, there will be a second condition that the Tax
- 916 Analyst building be limited to one non-conforming projecting sign.
- 917 CHAIR WILLIAMSON: Mr. Howell, will you accept such a --
- 918 MR. HOWELL: I'm having a little difficulty with it because
- 919 the tenant who's applying, can we really put that kind of constraint
- 920 on the building itself at this point? I'd be a little uneasy about
- 921 that but if it helps us reach a positive conclusion, then I would
- 922 certainly accept it.
- 923 CHAIR WILLIAMSON: Okay. We'll consider this motion with
- 924 those two amendments to it. And you second it.

```
925 MR. KRASNER: Right. So he accepts that, my amendments to
```

926 the motion be accepted.

927 CHAIR WILLIAMSON: It will be seconded.

928 Mr. Boyle.

929 MR. BOYLE: If I could clarify, the condition is not to

930 prohibit any future projecting signs but any future --

931 MR. KRASNER: Projecting signs above the second floor.

932 MR. BOYLE: That need a Variance.

933 MR. KRASNER: -- second floor sill, yeah.

934 CHAIR WILLIAMSON: Okay. Well, then is there a roll call

935 vote?

936 MR. BOYLE: Mr. Krasner.

937 MR. KRASNER: Yes.

938 MR. BOYLE: Mr. Howell.

939 MR. HOWELL: Yes.

940 MR. BOYLE: Mr. Jones.

941 MR. JONES: No.

942 MR. BOYLE: Mr. Theologis.

943 MR. THEOLOGIS: No.

944 MR. BOYLE: Mr. Williamson.

945 CHAIR WILLIAMSON: Yes.

946 CHAIR WILLIAMSON: Congratulations.

947 MR. LAYDEN: Thank you.

948 CHAIR WILLIAMSON: You have your sign. Good luck with your

949 project.

950 MR. LAYDEN: Thank you so much.

951

952 3. APPROVAL OF MINUTES

953 a. Approval of the March 17, 2016, meeting minutes

954

955 CHAIR WILLIAMSON: Okay. Then we can move onto the rest of

956 the Agenda, which is the approval of minutes from March 17, 2016.

957 (Minutes reviewed.)

958 CHAIR WILLIAMSON: Seeing none, is there a motion to

959 approve the minutes of March 17th?

960 MR. KRASNER: I move we approve the minutes of March 17,

961 2016.

962 CHAIR WILLIAMSON: Is there a second?

963 MR. THEOLOGIS: Second.

964 CHAIR WILLIAMSON: Roll call vote.

965 MR. BOYLE: Mr. Williamson.

966 CHAIR WILLIAMSON: Yes.

```
967
              MR. BOYLE: Mr. Krasner.
968
              MR. KRASNER: Yes.
969
              MR. BOYLE: Mr. Howell.
970
              MR. HOWELL: Yes.
971
              MR. BOYLE: Mr. Jones.
972
              MR. JONES: Since I wasn't here for this, do I need to --
973
              MR. KRASNER: You abstain.
974
              MR. JONES: Abstain, yes.
975
             MR. BOYLE: Mr. Theologis.
976
             MR. THEOLOGIS: Yes.
977
978
         b. Approval of the April 14, 2016, Minutes
979
980
              CHAIR WILLIAMSON: Minutes of April 14, 2016, any edits to
981 these?
982
              (Minutes reviewed.)
983
              CHAIR WILLIAMSON: Any changes to these minutes?
984
              (No response.)
985
              CHAIR WILLIAMSON: Is there a motion to approve the minutes
986 from April 14, 2016?
987
```

MR. HOWELL: I move.

988 CHAIR WILLIAMSON: Is there a second? 989 MR. THEOLOGIS: Second. 990 CHAIR WILLIAMSON: Roll call vote. 991 MR. BOYLE: Mr. Theologis. 992 MR. THEOLOGIS: Yes. 993 MR. BOYLE: Mr. Jones. 994 MR. JONES: Abstain. 995 MR. BOYLE: Mr. Howell. 996 MR. HOWELL: Yes. 997 MR. BOYLE: Mr. Krasner. 998 MR. KRASNER: Yes. 999 MR. BOYLE: Mr. Williamson. 1000 CHAIR WILLIAMSON: Yes. 1001 1002 c. Approval of resolution for special use permit 1003 application U1572-15 1004 CHAIR WILLIAMSON: And now we have before us Resolution to approve for Application V-1572-15, Site Link Wireless Variance 1005 1006 application. 1007 Any edits to this resolution?

MR. KRASNER: Typically we do the resolutions by -- have we

1008

- 1009 been voting on these? I don't recall.
- 1010 MR. BOYLE: Over the years we've tried to get these to the
- 1011 Board and because of the delay with this meeting, we decided to bring
- 1012 these to you.
- 1013 Staff generally does a verbatim based on the recordings of
- 1014 the minutes, but we thought you'd like to see at least how these
- 1015 things are produced.
- MR. KRASNER: All right. Do we need to vote on this?
- 1017 MR. BOYLE: It's within your purview. I think this Agenda
- 1018 Item has always been -- we're just calling it approval of minutes
- 1019 now. If you're content with the content, we'll issue these.
- 1020 CHAIR WILLIAMSON: We're not required to begin approving
- 1021 these. I think we'll just review it and see if anybody has any
- 1022 edits.
- MR. BOYLE: That's actually a good take on it, rather than
- 1024 make a motion on it, see if you see any anomalies.
- 1025 CHAIR WILLIAMSON: Any edits?
- 1026
- 1027 d. Approval of Resolution for Special Use Permit application
- 1028 CHAIR WILLIAMSON: Seeing none on
- 1029 U1572, what about U-7596?

```
1030 MR. KRASNER: Looks fine to me.
```

1031 CHAIR WILLIAMSON: Good.

1032

1033 4. OLD BUSINESS

1034 a. Approval of the amended 2015 Annual Report

1035 CHAIR WILLIAMSON: Next item is the approval of the amended

1036 2015 report. You guys have that in your packets. You can see the

1037 mark up and then the revised one that I will submit to the City

1038 Council. Actually it would be submitted from Mr. Krasner and myself.

1039 MR. KRASNER: I agree this is both good, and I want to

1040 thank the chair for compiling the data and I think it's a good

1041 summary of our activity.

MR. HOWELL: I agree.

1043 CHAIR WILLIAMSON: I thank the vice-chair for his help with

1044 that and staff for their help with it too.

1045

1046 7. OTHER BUSINESS (informational items)

1047 a. Planning Commission Five Year Review

1048 b. Planning Commission Annual Report

1049 CHAIR WILLIAMSON: Other Business, Item 7, informational

1050 items.

Mr. Boyle.

MR. BOYLE: Yes, Mr. Chair. You have the annual report and

1053 a five year report from the Planning commission. The Planning

1054 Commission does a five year review, this is a FYI of what they've

1055 been up to and how they approach their annual report, just for this

1056 Board's consideration.

1057 CHAIR WILLIAMSON: Okay. Thank you for the information.

1058 We will review it.

1059 Any other comments?

1060 MR. KRASNER: Anything maybe on the horizon for July, are

1061 we going to have a meeting?

MR. BOYLE: Yes, I think there's going to be a residential

1063 Variance.

1067

MR. KRASNER: The day we have for the July date?

1065 MR. BOYLE: The July meeting is July 14th.

MR. KRASNER: I'll be here.

1068 8. ADJOURNMENT

1069 CHAIR WILLIAMSON: Is there a motion to adjourn?

MR. KRASNER: So moved.

1071 CHAIR WILLIAMSON: Is there a second?

MR. HOWELL: I second.

1073 CHAIR WILLIAMSON: Roll call vote.

MR. BOYLE: Mr. Williamson.

1075 CHAIR WILLIAMSON: Yes.

MR. BOYLE: Mr. Krasner.

1077 MR. KRASNER: Yes.

MR. BOYLE: Mr. Howell.

1079 MR. HOWELL: Yes.

1080 MR. BOYLE: Mr. Jones.

1081 MR. JONES: Yes.

MR. BOYLE: Mr. Theologis.

1083 MR. THEOLOGIS: Yes.

1084

1085 CHAIR WILLIAMSON: All right. This meeting is adjourned.

1086